

**Before the
Federal Communications Commission
Washington, D.C. 20554**

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|-----------------------------------|---|----------------------------|
| In the Matter of |) | |
| |) | |
| L.A.C.A., State of New York, Inc. |) | File No.: EB-03-NY-125 |
| |) | NAL/Acct. No. 200432380007 |
| Bronx, New York |) | FRN 0007 8304 58 |
| |) | |

FORFEITURE ORDER

Adopted: May 17, 2004

Released: May 20, 2004

By the Chief, Enforcement Bureau:

1. In this *Forfeiture Order* (“*Order*”), we issue a monetary forfeiture in the amount of ten thousand dollars (\$10,000) to L.A.C.A., State of New York, Inc. (“L.A.C.A.”) for willful and repeated violation of Section 301 of the Communications Act of 1934, as amended (“Act”).¹ The noted violation involves L.A.C.A. operating a radio station on the frequencies of 96.1 MHz and 96.5 MHz without Commission authorization.

2. On February 24, 2004, the District Director of the Commission’s New York, New York Field Office (“New York Office”) issued a *Notice of Apparent Liability for Forfeiture* (“NAL”) in the amount of \$10,000 to L.A.C.A.² L.A.C.A. has not filed a response to the NAL. Based on the information before us, we affirm the forfeiture.

3. **ACCORDINGLY, IT IS ORDERED** that, pursuant to Section 503(b) of the Act,³ and Sections 0.111, 0.311 and 1.80(f)(4) of the Commission’s Rules (“Rules”),⁴ L.A.C.A., State of New York, Inc. **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$10,000 for willfully and repeatedly violating Section 301 of the Act.

4. Payment of the forfeiture shall be made in the manner provided for in Section 1.80 of the Rules within 30 days of the release of this *Order*. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to Section 504(a) of the Act.⁵ Payment shall be made by mailing a check or similar instrument, payable to the order of the “Federal Communications Commission,” to the Federal Communications Commission, P.O. Box 73482, Chicago, Illinois 60673-7482. The payment should note NAL/Acct. No. 200432380007 and

¹ 47 U.S.C. § 301.

² *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200432380007 (Enf. Bur., New York Office, released February 24, 2004).

³ 47 U.S.C. § 503(b).

⁴ 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).

⁵ 47 U.S.C. § 504(a).

FRN 0007 8304 58. Requests for full payment under an installment plan should be sent to: Chief, Revenue and Receivables Operations Group, 445 12th Street, S.W., Washington, D.C. 20554.⁶

7. **IT IS FURTHER ORDERED** that a copy of this *Order* shall be sent by first class mail and certified mail return receipt requested, to L.A.C.A., State of New York, Inc., 1112 Garrison Avenue, Bronx, New York 10474.

FEDERAL COMMUNICATIONS COMMISSION

David H. Solomon
Chief, Enforcement Bureau

⁶ See 47 C.F.R. § 1.1914.